

EIGHTY-FIFTH GENERAL ASSEMBLY
2013 REGULAR SESSION
DAILY
HOUSE CLIP SHEET

FEBRUARY 13, 2013

HOUSE FILE 160

H-1008

1 Amend House File 160 as follows:
2 1. Page 2, after line 35 by inserting:
3 <Sec. _____. Section 426B.3, subsection 4, as enacted
4 by 2012 Iowa Acts, chapter 1120, section 137, is
5 amended to read as follows:
6 4. a. For the fiscal years beginning July 1, 2013,
7 and July 1, 2014, a county with a county population
8 expenditure target amount that exceeds the amount of
9 the county's base year expenditures for mental health
10 and disabilities services shall receive an equalization
11 payment for the difference.
12 b. For the following fiscal years a county with
13 a county population expenditure target amount that
14 is less than the amount of the county's base year
15 expenditures for mental health and disabilities
16 services shall receive an equalization payment for the
17 difference, as follows:
18 (1) For the fiscal year beginning July 1, 2013, the
19 equalization payment shall be one hundred percent of
20 the difference.
21 (2) For the fiscal year beginning July 1, 2014, the
22 equalization payment shall be seventy-five percent of
23 the difference.
24 ~~b.~~ c. The equalization payments determined in
25 accordance with this subsection shall be made by the
26 department of human services for each fiscal year as
27 provided in appropriations made from the property tax
28 relief fund for this purpose.>
29 2. By renumbering as necessary.

By WOLFE of Clinton

H-1008 FILED FEBRUARY 12, 2013

HOUSE FILE 160

H-1009

1 Amend House File 160 as follows:

2 1. Page 1, before line 1 by inserting:

3 <Section 1. Section 331.424A, subsection 7, as
4 enacted by 2012 Iowa Acts, chapter 1120, section 132,
5 is amended to read as follows:

6 7. Notwithstanding subsection 5, for the fiscal
7 years beginning July 1, 2013, and July 1, 2014, county
8 revenues from taxes levied by the county and credited
9 to the county services fund shall not exceed the lower
10 of the following amounts:

11 a. The amount of the county's base year
12 expenditures for mental health and disabilities
13 services.

14 b. The amount equal to the product of the statewide
15 per capita expenditure target for the fiscal year
16 beginning July 1, 2013, multiplied by the county's
17 general population for the same fiscal year. However,
18 if the amount in paragraph "a" is greater than the
19 amount in this paragraph and the board of supervisors
20 adopts a resolution declaring that additional funding
21 is necessary for the county to maintain the funding for
22 the service populations or for the level of services
23 specified in the county's approved management plan for
24 the county's mental health, intellectual disability,
25 and developmental disabilities services system under
26 section 331.439, the amount in paragraph "a" shall
27 apply.

28 Sec. _____. FISCAL YEAR 2013-2014 SERVICES FUND
29 LEVIES. If this Act is enacted after a county has
30 adopted the budget and certificate of taxes for the
31 fiscal year beginning July 1, 2013, in accordance with
32 section 331.434, the county may amend the budget to
33 increase expenditures of county revenues from taxes
34 as authorized in section 331.424A, subsection 7, as
35 enacted in this Act, and recertify taxes to reflect
36 the increased amount to be credited to the county's
37 services fund, as provided in section 331.424A,
38 subsection 7, as enacted in this Act. A budget
39 amendment and tax recertification undertaken pursuant
40 to this section is not subject to the provisions of
41 section 331.435 or 331.436 or any other provision
42 in law authorizing a county to exceed or increase a
43 property tax levy limit.>

44 2. Title page, line 3, after <2012,> by inserting
45 <and revising levy requirements for the services>

46 3. By renumbering as necessary.

By WOLFE of Clinton

H-1009 FILED FEBRUARY 12, 2013

HOUSE FILE 160

H-1010

1 Amend House File 160 as follows:

2 1. By striking everything after the enacting clause
3 and inserting:

4 <Section 1. CHILDREN'S HEALTH INSURANCE PROGRAM
5 ---- CHILD ENROLLMENT CONTINGENCY FUND ---- MENTAL HEALTH
6 AND DISABILITY SERVICES REDESIGN TRANSITION FUND ---- FY
7 2012-2013.

8 1. Of the moneys received from the federal
9 government through the child enrollment contingency
10 fund established pursuant to section 103 of the federal
11 Children's Health Insurance Program Reauthorization Act
12 of 2009, Pub. L. No. 111-3, the following amount is
13 transferred from such moneys to the department of human
14 services for the fiscal year beginning July 1, 2012,
15 and ending June 30, 2013, to be credited as follows:

16 To be credited to the mental health and disability
17 services redesign transition fund created in 2012 Iowa
18 Acts, chapter 1120, section 23:

19 \$ 11,628,317

20 2. The moneys credited to the mental health and
21 disability services redesign transition fund pursuant
22 to subsection 1 are appropriated to the department of
23 human services for allocation to counties as follows:

24 a. To those counties identified by the department
25 in scenario 1 of the department's report on the
26 transition fund submitted to the general assembly on
27 December 1, 2012, pursuant to 2012 Iowa Acts, chapter
28 1120, section 23, to be used to continue or restore
29 services as provided in the application and the
30 department's determination of the award amount:

31 \$ 11,628,317

32 b. The allocations under this subsection shall be
33 remitted to counties not later than two calendar weeks
34 following the effective date of this Act.

35 c. A county receiving an allocation under this
36 subsection shall remit to the department any unpaid
37 portion of the county's obligation for the nonfederal
38 share of undisputed medical assistance program billings
39 incurred in a fiscal year prior to FY 2012-2013. The
40 unpaid portion shall be remitted prior to June 30,
41 2013, from moneys available to the county that meet
42 federal match requirements for the medical assistance
43 program and for the child enrollment contingency fund
44 under federal Children's Health Insurance Program
45 Reauthorization Act of 2009. Such requirements include
46 but are not limited to those specified in 42 C.F.R. {
47 433.51 and 42 C.F.R. { 457.628 and a county receiving
48 an allocation under this subsection shall not use the

49 allocation in any way that supports or draws federal
50 match moneys.

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1 d. A county receiving an allocation under this
2 subsection shall enter into a formal agreement
3 with the department concerning the allocation and
4 shall comply with any audit requirements for the
5 county's expenditures relating to the allocation. The
6 department shall develop the audit requirements with
7 assistance from the office of the auditor of state.
8 The requirements shall provide for the county to bear
9 the costs of any federal audit of the county's use
10 of the allocation, including any federal repayment
11 or penalty determination resulting from the audit
12 findings. The audit requirements may be applied
13 on a selective or random basis so that the audit
14 requirements do not apply to all counties receiving an
15 allocation. Any costs relating to the performance of
16 nonfederal, state-only audit requirements established
17 by the department are the responsibility of the
18 department.

19 3. A county that applied for moneys from the
20 transition fund pursuant to 2012 Iowa Acts, chapter
21 1120, section 23, but was not identified in the
22 department's recommendation for an award in the report
23 on the transition fund shall enter into an agreement
24 with the department for remittance of any unpaid
25 portion of the county's obligation for the nonfederal
26 share of undisputed medical assistance program billings
27 incurred in a fiscal year prior to FY 2012-2013.
28 A county that did not apply for moneys from the
29 transition fund shall either remit any unpaid portion
30 of the county's obligation for such program billings by
31 the end of the fiscal year beginning July 1, 2012, or
32 shall enter into an agreement to do so. An agreement
33 under this subsection shall provide for remittance
34 of any unpaid portion by the end of the fiscal year
35 beginning July 1, 2013.

36 4. For purposes of an application for county
37 formation of a mental health and disability services
38 region submitted on or before April 1, 2013, in
39 accordance with section 331.389, subsection 4, the
40 director of human services may approve an application
41 for a region that includes a county that is not
42 contiguous with any of the other counties in the
43 region, as otherwise required under section 331.389,
44 subsection 3, paragraph "a", if the county that is not
45 contiguous has had a formal relationship for two years
46 or longer with one or more of the other counties in the
47 region for provision of mental health and disability
48 services.

49 Sec. 2. EFFECTIVE UPON ENACTMENT. This Act, being
50 deemed of immediate importance, takes effect upon

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1 enactment.>

By SODERBERG of Plymouth

H-1010 FILED FEBRUARY 12, 2013

HOUSE FILE 152

H-1007

- 1 Amend House File 152 as follows:
2 1. Page 1, line 33, by striking <1> and inserting
3 <2>
4 2. By renumbering, redesignating, and correcting
5 internal references as necessary.

By MAXWELL of Poweshiek

H-1007 FILED FEBRUARY 12, 2013

HOUSE FILE 159

H-1011

- 1 Amend House File 159 as follows:
2 1. Page 1, line 6, by striking <White gas> and
3 inserting <Light or medium petroleum distillates>
By BRANDENBURG of Pottawattamie

H-1011 FILED FEBRUARY 12, 2013